

1-1 By: Aycock (Senate Sponsor - Estes) H.B. No. 3330
1-2 (In the Senate - Received from the House May 1, 2009;
1-3 May 4, 2009, read first time and referred to Committee on
1-4 Agriculture and Rural Affairs; May 19, 2009, reported favorably by
1-5 the following vote: Yeas 3, Nays 0; May 19, 2009, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to a disease surveillance program for elk; providing a
1-9 penalty.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Subchapter C, Chapter 161, Agriculture Code, is
1-12 amended by adding Section 161.0541 to read as follows:

1-13 Sec. 161.0541. ELK DISEASE SURVEILLANCE PROGRAM. (a) The
1-14 commission by rule may establish a disease surveillance program for
1-15 elk.

1-16 (b) Rules adopted under this section must:

1-17 (1) require each person who moves elk in this state to
1-18 have elk tested for chronic wasting disease or other diseases as
1-19 determined by the commission;

1-20 (2) be designed to protect the health of the elk
1-21 population in this state; and

1-22 (3) include provisions for testing, identification,
1-23 transportation, and inspection under the disease surveillance
1-24 program.

1-25 (c) A person commits an offense if the person knowingly
1-26 violates a rule adopted by the commission under this section.

1-27 (d) An offense under Subsection (c) is a Class C misdemeanor
1-28 unless it is shown on the trial of the offense that the defendant
1-29 has previously been convicted of an offense under that subsection,
1-30 in which event the offense is a Class B misdemeanor.

1-31 SECTION 2. This Act takes effect September 1, 2009.

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